

SEAL

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

V.

RUBY TOM,  
JOHN ELMARO

Defendants.

8:03MJ126

## ORDER

**FILED**  
DISTRICT OF NEBRASKA  
AT \_\_\_\_\_ M  
OCT 22 2003  
Gary D. McFarland, Clerk  
By \_\_\_\_\_ Deputy

This matter came before the Court on the 22<sup>nd</sup> day of October, 2003, on the Motion To Dismiss filed by the United States. For good cause shown, the Court finds that the above-captioned matter should be dismissed without prejudice.

**IT IS HEREBY ORDERED:** the Complaint filed in the above-captioned matter should be and hereby is dismissed without prejudice.

Dated this 22<sup>nd</sup> day of October, 2003.

BY THE COURT

THOMAS D. THALKEN  
U.S. Magistrate Judge